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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20050511

DATE MAILED: MAY 12 2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents**DECISION ON PETITION - U.S. Application Serial No. 10/098,594**

This is a decision on the petition filed on April 7, 2005. The petition asserts that the correction of two patent numbers on page 8, line 4, of the text of the specification is not new matter. The petition requests that the Examiner's holding of new matter, set forth in the Non-final Office Action mailed February 10, 2005, be withdrawn and the changes entered into the file.

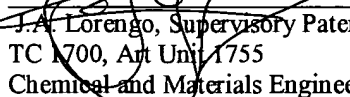
DECISION

The Instant PETITION is accepted as a petition under 37 CFR 1.181 (no fee).

A review of the application record and the petitioner's evidence indicates that the request has merit and is sufficient to establish that the correction of the two patent numbers on page 8, line 4 of the instant specification is not new matter. It is clear that the replacement of the original patent numbers (U.S. Patent 1,043,282 and DE 2447013), with the corrected patent numbers (British Patent 1,043,282 and DE 2447613) is proper given the fact that the replacement patent numbers are drawn to procedures for the preparation of silica compositions, while the disclosures set forth by the original patent numbers are not.

The petition is GRANTED.

The amendments to page 8, line 4 of the instant specification will be entered.


J.A. Lorengo, Supervisory Patent Examiner
TC 1700, Art Unit 1755
Chemical and Materials Engineering

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